

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ANGELA TYLER,

USDC SDNY  
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Plaintiff,

-against-

09 Civ. 4147 (LAK)

LIZ CLAIBORNE, INC., et al.,

Defendants.

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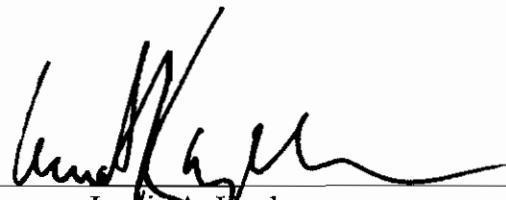
**ORDER**

LEWIS A. KAPLAN, *District Judge*.

The motion of James S. Metz for appointment as lead plaintiff and for approval of Katherine Den Bleyker of the firm of Glancy Binkow & Goldberg LLP as lead counsel [DI 2] is denied without prejudice to renewal in the event proof of service is filed on or before November 12, 2009. Absent such filing, the action will be dismissed pursuant to Fed. R. Civ. P. 4(m).

SO ORDERED.

Dated: November 4, 2009

  
Lewis A. Kaplan  
United States District Judge